

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – PR&RD – Allegations of irregularities in processing of tenders in Guntur District - Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 initiated against Sri K. Somanatha Sastry, the then SE, PR, Guntur (now retired), Smt. N. Annapurna, the then Dy.EE, O/o. SE, PR, Guntur (now retired) and Sri K. Biksha Rao, the then Head Draughtsman, O/o. SE, PR, Guntur (now retired) – Further action dropped – Orders - Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.I A) DEPARTMENT

G.O.Rt.No. 1738

Dated:1-12-2009.

Read the following:

1. From the GA (V&E) Department, Vigilance Report No.70 (384/V&E/E2/2002), Dated: 24.7.2002.
2. ENC(PR) Memo No.V3/20083/2002, Dated: 22.12.2003 issued to Smt. N. Annapurna, formerly Dy.EE, O/o. the SE, PR, Guntur and now retired.
3. ENC(PR) Memo No.V3/20083/2002, Dated: 22.12.2003 issued to Sri K. Biksha Rao, the then Head Draughtsman, O/o. SE, PR, Guntur (now retired).
4. From Smt. N. Annapurna, formerly Dy.EE, O/o. the SE, PR, Guntur, written statement of defence dt. 23.12.2003.
5. From Sri K. Biksha Rao, Head Draughtsman and now retired, written statement of defence dt.23.12.2003.
6. G.O.Rt.No.1139, PR&RD (Vig.IA) Dept. Dt. 5.8.2004.
7. From Sri K. Somanatha Sastry, SE (PR) (Retd.), written statement of defence dt. 9.12.2004.
8. G.O.Rt.No.1492, PR&RD (Vig.IA) Dept., Dt. 18.10.2006.
9. From Smt. Chandana Khan, IAS, COI, GAD, D.O.Lr.No.425/COI-CK/A3/2006, Dated: 30.7.2008

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ORDER:

Based on the report furnished by the General Administration (V&E) Department on the allegations of irregularities committed in Tenders received by the Superintending Engineer, PR, Guntur vide reference 1<sup>st</sup> read above, certain charges were framed in the references 2<sup>nd</sup> to 4<sup>th</sup> read above against Smt. N. Annapurna, the then Deputy Executive Engineer, PR, O/o. Superintending Engineer, PR, Guntur (now retired), Sri K. Biksha Rao, the then Head Draughtsman, O/o. Superintending Engineer, PR, Guntur (now retired) with a direction to submit their written statement of defence. In the reference 6<sup>th</sup> read above, Government have framed certain charges against Sri K. Somanatha Sastry, the then Superintending Engineer, PR, Guntur (now retired) in this matter directing him to submit his written statement of defence.

2. In the references 4<sup>th</sup>, 5<sup>th</sup> and 7<sup>th</sup> read above, Smt. N. Annapurna, the then Deputy Executive Engineer, PR, O/o. Superintending Engineer, PR, Guntur (now retired), Sri K. Biksha Rao, the then Head Draughtsman, O/o. Superintending Engineer, PR, Guntur (now retired) and Sri K. Somanatha Sastry, the then Superintending Engineer, PR, Guntur (now retired) have submitted their written statements of defence respectively.

3. After examining the matter, Government have decided to conduct Departmental enquiry in this matter. Accordingly, in the reference 8<sup>th</sup> read above, Government have appointed Smt. Chandana Khan, IAS, Commissioner of Inquiries, General Administration Department as Enquiry Officer for conducting regular enquiry into the charges framed against all the Charged Officers and Sri R. Venkateswara Rao, the then Chief Engineer, NABARD-II, O/o. the Engineer-in-Chief, PR was appointed as Presenting Officer to present the case before the Commissioner of Inquiries.

(P.T.O.)

4. In the reference 9<sup>th</sup> read above, the Enquiry Officer has submitted her enquiry report. The enquiry officer, in her analysis and assessment has among others opined as follows:-

"The fact however remains that procedural irregularities were committed by all the C.Os. Their action smacks off arbitrariness and it is dangerous to cause such deviation as the same may vitiate the tender process and lead to litigation, wastage of Government time and money. Though it did not happen in this case, but the probability remained. Utmost transparency has to be observed by all concerned in a tender process as it involved many players. The same was not done in this case."

5. The Enquiry Officer has finally concluded that the charges are proved against the all the Charged Officers. However, she is of the opinion that the conclusion of deriving personal gain out of this by the Charged Officers especially Charged Officer-1 i.e., Sri K. Somanatha Sastry, Superintending Engineer, PR (Retd.) could not be proved in this case.

6. Government, after careful examination of the enquiry report, have observed that there is no financial loss in this matter and that deriving personal gain was not proved against Sri K. Somanatha Sastry, Superintending Engineer (PR) (Retd.).

7. Government, after careful examination of the matter, have decided to drop further action in this matter against Sri K. Somanatha Sastry, Superintending Engineer, PR (Retd.). Government have also decided drop further action against Smt. N. Annapurna, the then Deputy Executive Engineer, PR, O/o. Superintending Engineer, PR, Guntur and Sri K. Biksha Rao, the then Head Draughtsman, O/o. Superintending Engineer, PR, Guntur in this matter, as there is no financial loss in the matter and also in view of the fact that both the Charged Officers have retired from service.

8. Accordingly, Government hereby drop further action against Sri K. Somanatha Sastry, the then Superintending Engineer, PR, Guntur (now retired), Smt. N. Annapurna, the then Deputy Executive Engineer, PR, O/o. Superintending Engineer, PR, Guntur (now retired), Sri K. Biksha Rao, the then Head Draughtsman, O/o. Superintending Engineer, PR, Guntur (now retired) in this matter.

9. The Engineer-in-Chief (PR), Hyderabad shall take further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C. SASTRY  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The individuals through the Engineer-in-Chief (PR), Hyderabad.

The Engineer-in-Chief (PR), Hyderabad.

Copy to:

The Secretary to Andhra Pradesh Vigilance Commission.

The PR&RD (Estt.I) Department.

//FORWARDED BY ORDER//

SECTION OFFICER